

W.P. No. 91 of 2006 (M/B)(Crl.)

With

Stay App. No. 464 of 2006

Urgency App No. 463 of 2006

Hon'ble P.C. Pant, J.

Heard.

By means of this writ petition, the petitioner has sought quashing of the F.I.R. dated 20.01.2006 (Annexure 1 to the writ petition) relating to Crime No. 26 2006 under Section 307, 504 and 504 of the I.P.C. registered at Police Station Kotwali, Roorkee, District Haridwar.

The petitioner has further sought stay of his arrest. Perusal of the F.I.R. discloses that specific role has been assigned to the petitioner. There are eyewitnesses of the incident as alleged in the F.I.R.

In the circumstances of the case, this Court is of the opinion that it is not a fit case to interfere under Article 226 of the Constitution of India.

Accordingly, the writ petition is dismissed in limine. However, if the petitioner surrenders before the Court concerned, the Court shall dispose of the bail application of the petitioner, without unreasonable delay.

The stay application and the urgency application stand disposed of.

Dt. 25.01.2006

Shiv

(P.C. Pant)

Vacation Judge